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21 MONTCLAIR PHYSICAL THERAPY, INC. dba ACTIVE  
22 METHOD PHYSICAL THERAPY and DAVID E. BELL

23 UNITED STATES DISTRICT COURT  
24 NORTHERN DISTRICT OF CALIFORNIA

25 JAYSON KINCAID,

26 Plaintiff,

27 v.

28 MONTCLAIR PHYSICAL THERAPY,  
INC. dba ACTIVE METHOD  
PHYSICAL THERAPY; DAVID E.  
BELL,

Defendants.

CASE NO. 3:20-cv-01743-JCS  
Civil Rights

**STIPULATION AND [PROPOSED]  
ORDER OF DISMISSAL WITH  
PREJUDICE**

Action Filed: March 11, 2020

**STIPULATION**

Plaintiff JAYSON KINCAID ("Plaintiff") and Defendants MONTCLAIR PHYSICAL  
THERAPY, INC. dba ACTIVE METHOD PHYSICAL THERAPY; DAVID E. BELL

1 (“Defendants”) hereby stipulate and request pursuant to FRCP Rule 41(a) that the Court order that  
2 all of Plaintiff’s claims in this action against Defendants be dismissed with prejudice.

3 **IT IS SO STIPULATED.**

4 DATED: October 2, 2020

REIN & CLEFTON

5  
6 By: /s/ Aaron Clefton  
AARON CLEFTON, Esq.  
7 Attorneys for Plaintiff  
JAYSON KINCAID  
8

9 DATED: October 2, 2020

ROPERS MAJESKI PC

10 By: /s/ Gregory M. Gentile  
11 GREGORY M. GENTILE, Esq.  
12 Attorneys for Defendants  
13 MONTCLAIR PHYSICAL THERAPY, INC.  
dba ACTIVE METHOD PHYSICAL  
THERAPY and DAVID E. BELL  
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15 **FILER’S ATTESTATION**

16 Pursuant to Local Rule 5-1, I hereby attest that October 2, 2020, I, Aaron Clefton,  
17 attorney with Rein & Clefton, received the concurrence of Gregory M. Gentile in the filing of  
18 this document.

19 /s/ Aaron Clefton  
Aaron Clefton  
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**ORDER**

Pursuant to stipulation, and for good cause shown, IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Honorable Joseph C. Spero  
U.S. Magistrate Judge